



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

September 3, 2009

CERTIFIED MAIL  
7008 2810 0001 3940 5367

Ronald Berg  
Wasser & Winters Company  
PO Box 396  
Longview, WA 98632

Re: Water Right Permit No.: **S2-28765**

Dear Mr. Berg:

In response to your request, you are hereby granted an extension to complete construction on your water right for the reason below:

- Project property is being temporarily used by the United States Army Corps of Engineers for dredging of the Cowlitz River to prevent flooding of the Kelso Longview floodplain.

Your new deadline to complete construction and send a Completion of Construction form is **August 1, 2014.**

In your letter dated August 25, 2009, you requested a copy of the Construction Notice received by this office on September 6, 2005 indicating you had begun construction of your project. A copy of that notice and follow up correspondence from Ecology is enclosed with this letter.

You have a right to appeal this decision. To appeal this you must:

- File your appeal with the Pollution Control Hearings Board within 30 days of the "date of receipt" of this document. Filing means actual receipt by the Board during regular office hours.
- Serve your appeal on the Department of Ecology within 30 days of the "date of receipt" of this document. Service may be accomplished by any of the procedures identified in WAC 371-08-305(10). "Date of receipt" is defined at RCW 43.21B.001(2).

Be sure to do the following:

- Include a copy of this document that you are appealing with your *Notice of Appeal*.
- Serve and file your appeal in paper form; electronic copies are not accepted.



**1. To file your appeal with the Pollution Control Hearings Board**

Mail appeal to:

OR Deliver your appeal in person to:

The Pollution Control Hearings Board  
PO Box 40903  
Olympia WA 98504-0903

The Pollution Control Hearings Board  
4224 – 6th Ave SE Rowe Six, Bldg 2  
Lacey WA 98503

**2. To serve your appeal on the Department of Ecology**

Mail appeal to:

OR Deliver your appeal in person to:

The Department of Ecology  
Appeals Coordinator  
P.O. Box 47608  
Olympia WA 98504-7608

The Department of Ecology  
Appeals Coordinator  
300 Desmond Dr SE  
Lacey WA 98503

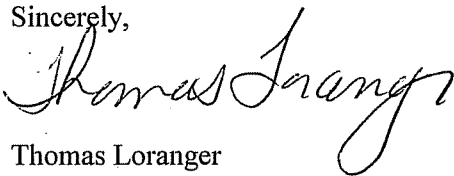
**3. And send a copy of your appeal to:**

Thomas Loranger  
Department of Ecology  
Southwest Regional Office  
PO Box 47775  
Olympia WA 98504-7775

*For additional information visit the Environmental Hearings Office Website:  
<http://www.eho.wa.gov> . To find laws and agency rules visit the Washington State Legislature  
Website: <http://www1.leg.wa.gov/CodeReviser> .*

If you have any questions, please contact Amy Nielson at (360) 407-6116.

Sincerely,



Thomas Loranger  
Section Manager  
Water Resources Program

Enclosures: *Beginning of Construction Notice - Copy  
Your Right to Be Heard*